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PTO: PRO

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (for nonprovisional applications under 37 C.F.R. § 1.53(b))		Attorney Docket No. KOCHE.84166
		Express Mail No. EL375171214US

TO: Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Inventor(s): Phillip B. Blankenship, Joseph Drbohlav III, Michael L. Hines

Title: A SYSTEM FOR REPAIRING DISTRESSED ROADS THAT INCLUDES AN ASPHALT INTERLAYER

JC978 U.S. Pro  
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Enclosed are:

30
2
X

pages of specification including abstract

sheet(s) of drawings

an assignment of the invention to:

Declaration/Oath of Inventor(s):  Newly executed  Copied from a prior application (for contin/div)

Incorporation by Reference: the entire disclosure of the prior application, from which the copy or copies of the oath or declaration is supplied, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

a small entity statement is enclosed.

a small entity statement was filed in prior application; status still proper and desired.

Information Disclosure Statement/PTO-1449/Copies of IDS citations.

other:

If a Continuing Application: Check appropriate box, and supply the requisite information below:

Continuation	<input type="checkbox"/>	Divisional	<input type="checkbox"/>	Continuation-in-Part (CIP)	<input type="checkbox"/>	of prior application No.
Prior application information:				Examiner:	Group Art Unit:	

**CLAIMS AS FILED**

	NUMBER FILED	NUMBER EXTRA	RATE	FEE
BASIC FEE			\$710	\$ 710
TOTAL CLAIMS	33 - 20 =	13	X \$ 18	\$ 234
INDEPENDENT CLAIMS	3 - 3 =	0	X \$ 80	\$
MULTIPLE DEPENDENT CLAIM PRESENT			\$270	\$
* Number extra must be zero or larger				TOTAL \$ 944
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				SMALL ENTITY TOTAL \$


A check in the amount of \$ to cover the filing fee is enclosed.

Commissioner is hereby authorized to charge/credit Deposit Acct. No. 19-2112 as described below. Enclosed is a duplicate of this sheet.


Charge the amount of as filing fee.

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Charge any additional filing fees required under 37 CFR 1.16 and 1.17.

*Susan J. Wharton 6/27/01*  
Signature Date

Correspondence Address: →

Name: Susan J. Wharton  
SHOOK, HARDY & BACON L.L.P.  
1200 Main Street  
Kansas City, MO 64105-2118

Reg. No.: 41,524

Phone: 816-474-6550  
Fax: 816-421-5547

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	PHILLIP B. BLANKENSHIP
Title	A SYSTEM FOR REPAIRING DISTRESSED ROADS THAT INCLUDES AN ASPHALT INTERLAYER
Atty Docket Number	KOCH.84166

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

6/27/01

Date

Signature

SUSAN J. WHARTON

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**